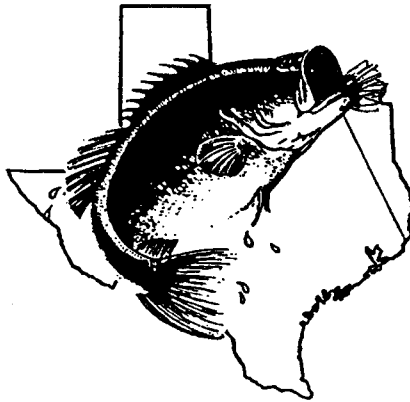


APPLICATION PACKAGE
For the
TEXAS PARKS AND WILDLIFE DEPARTMENT
INLAND FISHERIES DIVISION



SPORT FISH RESTORATION



URBAN FISHING ACCESS GRANT PROGRAM

7
A

URBAN FISHING ACCESS GRANT APPLICATION CHECKLIST

ITEMS REQUIRED FROM THE RECIPIENT:

- ✓ Assurances – Construction Programs (SF-424D) _____
- ✓ Certification Regarding Debarment, Suspension, Ineligibility
and Voluntary Exclusion – Lower Tier Covered Transactions (DI-1954) _____
- ✓ Certification Regarding Drug-Free Workplace Requirements (DI-1955) _____
- ✓ Texas Review and Comment System Project Identifier Number (SAI/EIS#) ✓ _____
- ✓ Texas Historical Commission Project Approval ✓ _____
- ✓ Army Corps of Engineers 404 Permit or Project Review Comments ✓ _____
- ✓ Engineering Report or Construction Plan ✓ _____
- ✓ Project Statement (Need, Expected Results and Benefits, Approach,
Location, and Estimated Cost) ✓ _____

* Incomplete applications will not be considered for funding.

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U.S. FISH AND WILDLIFE SERVICE

Division of Federal Aid

ASSURANCES

Note: Certain of these assurances may not apply to your project or program. If you have questions, please contact the Regional Director of the U.S. Fish and Wildlife Service. Further, if you are required to certify to additional assurances, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standard for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to non-discrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. § 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other non-discrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Title II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply with the provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a to 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. §§ 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333), regarding labor standards for federally assisted construction subagreements.

10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following; (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738, (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazard in flood plains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. § 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historical Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.

ADDITIONAL ASSURANCES GENERALLY APPLICABLE TO CONSTRUCTION, LAND ACQUISITION, OR LAND DEVELOPMENT

1. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure nondiscrimination during the useful life of the project.
2. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications, and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
3. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	TITLE
APPLICANT ORGANIZATION	DATE SUBMITTED

U.S. Department of the Interior

Certifications Regarding Debarment, Suspension and
Other Responsibility Matters, Drug-Free Workplace
Requirements and Lobbying

Persons signing this form should refer to the regulations referenced below for complete instructions:

Certification Regarding Debarment, Suspension, and Other Responsibility Matters - Primary Covered Transactions - The prospective primary participant further agrees by submitting this proposal that it will include the clause titled, "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. See below for language to be used or use this form certification and sign. (See Appendix A of Subpart D of 43 CFR Part 12.)

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transactions - (See Appendix B of Subpart D of 43 CFR Part 12.)

Certification Regarding Drug-Free Workplace Requirements - Alternate I. (Grantees Other Than Individuals) and Alternate II. (Grantees Who are Individuals) - (See Appendix C of Subpart D of 43 CFR Part 12)

Signature on this form provides for compliance with certification requirements under 43 CFR Parts 12 and 18. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of the Interior determines to award the covered transaction, grant, cooperative agreement or loan.

**PART A: Certification Regarding Debarment, Suspension, and Other Responsibility Matters-
Primary Covered Transactions**

CHECK ☒ IF THIS CERTIFICATION IS FOR A PRIMARY COVERED TRANSACTION AND IS APPLICABLE.

- (1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
 - (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 - (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
 - (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- (2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

**PART B: Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion -
Lower Tier Covered Transactions**

CHECK ☒ IF THIS CERTIFICATION IS FOR A LOWER TIER COVERED TRANSACTION AND IS APPLICABLE.

- (1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- (2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

PART C: Certification Regarding Drug-Free Workplace Requirements

CHECK ☒ IF THIS CERTIFICATION IS FOR AN APPLICANT WHO IS NOT AN INDIVIDUAL.

Alternate I. (Grantees Other Than Individuals)

A. The grantee certifies that it will or continue to provide a drug-free workplace by:

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- (b) Establishing an ongoing drug-free awareness program to inform employees about—
 - (1) The dangers of drug abuse in the workplace;
 - (2) The grantee's policy of maintaining a drug-free workplace;
 - (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will —
 - (1) Abide by the terms of the statement; and
 - (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (e) Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
- (f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted —
 - (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
- (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a) (b), (c), (d), (e) and (f).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant

Place of Performance (Street address, city, county, state, zip code)

Brothers Pond Park, 3100 Rio Grande, College Station, Texas 77842

Check ☐ if there are workplaces on files that are not identified here.

PART D: Certification Regarding Drug-Free Workplace Requirements

CHECK ☐ IF THIS CERTIFICATION IS FOR AN APPLICANT WHO IS AN INDIVIDUAL.

Alternate II. (Grantees Who Are Individuals)

- (a) The grantee certifies that, as a condition of the grant, he or she will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant;
- (b) If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, he or she will report the conviction, in writing, within 10 calendar days of the conviction, to the grant officer or other designee, unless the Federal agency designates a central point for the receipt of such notices. When notice is made to such a central point, it shall include the identification number(s) of each affected grant.

PART E: Certification Regarding Lobbying
Certification for Contracts, Grants, Loans, and Cooperative Agreements

CHECK ☐ IF CERTIFICATION IS FOR THE AWARD OF ANY OF THE FOLLOWING AND THE AMOUNT EXCEEDS \$100,000: A FEDERAL GRANT OR COOPERATIVE AGREEMENT; SUBCONTRACT, OR SUBGRANT UNDER THE GRANT OR COOPERATIVE AGREEMENT.

CHECK ☐ IF CERTIFICATION FOR THE AWARD OF A FEDERAL LOAN EXCEEDING THE AMOUNT OF \$150,000, OR A SUBGRANT OR SUBCONTRACT EXCEEDING \$100,000, UNDER THE LOAN.

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

As the authorized certifying official, I hereby certify that the above specified certifications are true.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL

TYPED NAME AND TITLE

DATE

**Application for Funding
with the
Texas Parks & Wildlife Department
For
Fishing Access Facilities Development**

Project Statement

1. **Names of Cooperator:**
City of College Station Parks & Recreation Department
2. **Location of proposed work site (provide map):**
Brothers Pond Park, 3100 Rio Grande, College Station, Texas.
The renovation work will be at the urban lake located at the following
coordinates: 30 degrees 35 minutes 8.61792 seconds North
96 degrees 18 minutes 4.53148 seconds West.
3. **Type of Development:**
Excavate pond to its original depth, add a retaining wall to control erosion,
install an aerator pump to increase oxygen levels in water, install low
intensity light near pier for security & safety, install ADA approved water
fountain, and rebuild existing pier to accommodate citizens with limited
mobility, as well as extend the pier further into water.
4. **New facility or improvements to existing facility?**
This improvement is a renovation to an existing facility. It will include
improvements to existing facilities as well as the addition of new facilities.
Currently, the pond is too shallow to support fishing (avg. depth 3-4 ft).
The original fishing pier is very small and not accessible by wheelchairs.
No area lighting exist and erosion into pond is great. The renovation
should correct all of these problems.
5. **Who owns the property where the development is proposed?**
The City of College Station owns the property.
6. **Priority Funding Elements:**
 - a. **Describe how the project will improve angler access to a Community Fishing Lake (CFL).**
This project will directly increase angler access by extending the existing
fishing pier into deeper water. This improvement will conform to ADA
regulations and will allow access to the pond that is currently not being
utilized by people with limited mobility.
The deepening of the lake will help to support an urban fishery and the
addition of an aerator will increase the oxygen levels in the lake. The

retaining wall will alleviate the erosion control problem that we are currently experiencing.

Area lighting will allow local youth and seniors to fish after daylight hours, as well as allow our community police to patrol more effectively.

b. Describe how the project will provide for fishing and aquatic education at a CFL.

Many of the educational programs being offered at other sites in town will also be able to be offered at this location after the improvements are completed. This urban lake is in walking distance of two elementary schools and one middle school. It will provide another location for Texas A&M University Extension Service to hold clinics, field days, or seminars. It will also provide a location for community fishing events, such as, "Pathways to Fishing", "Children's Miracle Network Family Fun Festival", and others.

c. Provide dates of previous KIDFISH Community Grant(s) and/or any unsuccessful applications.

We were successful in 1998 to receive a grant for the renovation of Cy Miller Pond for \$10,000. That project had a total cost of well over \$15,000, and has made a dramatic impact on the increase in citizens that are seen fishing.

d. Indicate the total monetary value of matching funds/ in-kind match.

The City of College Station will be willing and able to assume their portion of the total project cost by force account. Employees of the city, using equipment owned by the city, will perform the labor. This is estimated to be well over the minimum match of \$5,000.

e. Explain past participation in KIDFISH.

College Station PARD has provided sites and coordination for the local KIDFISH group to hold their fundraising events each year since 1995. The City has supplied an employee to be on the local KIDFISH coordinating board, provided the park at no cost, provided overnight security before the event to prevent poaching, and provided employees on the day of the event to help wherever needed.

f. Explain past involvement with TPWD CFL Management.

College Station PARD and TPWD have worked together on many projects including the renovation at Central Park Lake. In addition, we participate annually in the Rainbow Trout stocking program each winter, and coordinate with the local fisheries division of TPWD on the stocking of local ponds with channel catfish throughout the year. College Station supports TPWD in their conducting creel surveys and electrofishing sampling on city waterways.

g. List local organizations involved in partnerships with the applicant.

College Station PARD is currently involved with several local organizations to promote urban fishing. The following is a list of those groups:

- Local KIDFISH coordinating board
- Aggie Anglers (a Texas A&M student group)
- Children's Miracle Network
- Texas A&M Extension Service
- Brazos Fly Fishing Club
- College Station Independent School District (environmental education units & special education classes)

7. 404 permit:

An application for a 404 has been filed with the US Army Corps of Engineers office in Fort Worth and we are waiting for their response. The most current FEMA maps show that it is not in the 100-year floodplain.

8. Archeological Survey:

A letter has been mailed to the State Archeologist and we are waiting for a response.

9. Intergovernmental Review or Federal Programs:

We have contacted our local council of government for a project review and a TX identifier number. Our project will be on the agenda for their meeting on 22 March 2001.

10. If an engineer is required, who will be the project manager?

An engineer will not be required. The city has appointed David Gerling, Recreation Superintendent, as project manager and contact person for this project.

11. Who will be the construction inspector?

Peter Vanacek, Senior Planner for the College Station PARD & Landscape Architect, will be the construction inspector.

12. How will the development be maintained after the completion of the project?

The City of College Station PARD will maintain the facility at its own expense to include mowing vegetation, removal of trash, and repairing minor damage to structures.

13. How will the development be maintained after the completion of the project?

The City of College Station PARD will maintain the facility at its own expense to include mowing vegetation, removal of trash, and repairing minor damage to structures.

14. Estimated cost of Project: \$20,000

15. **How much funding are you requesting from TPWD?** \$15,000
16. **How much funding the applicant will provide?** \$5,000
Please describe applicants share if other than cash.
The labor will be performed by city employees using equipment belonging to the city or rented at the city's expense to complete the project.
17. **Name, title, address, and phone number of the person completing this application:**
David Gerling
Recreation Superintendent
College Station Parks & Recreation
PO Box 9960
College Station, Texas 77842-9960
Main office: (979) 764-3486
My Voice: (979) 764-3730
Fax: (979) 764-3737
Home: (979) 696-1701
Cell: (979) 777-2411
E-mail: dgerling@ci.college-station.tx.us

Applicant's Vendor ID/SS Number: 74-6000534-5

Date: March 2001